

**IMPLEMENTATION REPORT ON ASSURANCE NO.114 OF IX LEGISLATIVE COUNCIL GIVEN IN S.N.Q.NO.90 A (23 H), DT.8-9-2009.**

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While answering the Short Notice Question No.90 A (23H) on the Floor of the Council on 6.8.2009, the Minister for B.C.Welfare assured the House that necessary steps would be taken to issue BC Certificate to all the eligible Muslims except the classes which are mentioned under 15<sup>th</sup> category mentioned in G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007.

2. Orders were issued in G.O.Ms.No.23 Backward Classes Welfare (C2) Department, dated 7.7.2007 providing 4% reservation in admissions into Educational Institutions and employment in Public Services in the State to 15 classes of Muslims residing in the State and included them in the list of BCs under separate category 'E'. Aggrieved by the above orders, 10 WPs were filed in the High Court of A.P. challenging the orders issued in G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007. The High Court of AP., in its judgment dated 8.2.2010, has allowed the W.Ps and struck down the orders issued in G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007. Government have filed SLP in the Supreme Court of India against the above judgment of High Court of A.P. The Hon'ble Supreme Court of India in its interim order dated 25.3.2010 has stayed the operation of the judgment of Hon'ble High Court of A.P. in respect of first 14 classes of Muslims prescribed in G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007, excluding creamy layer. The SLP is still pending before the Hon'ble Supreme Court of India. While communicating the copy of the above interim orders of Supreme Court of India dated 25.3.2010, all the concerned were requested to take necessary action vide Government Letter No. 3030/C2/2007, dated 27.3.2010. Now, BC certificates are being issued to all the eligible Muslims who are included in the first 14 classes mentioned in G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007.

3. In view of the above, the assurance may be treated as implemented.

HIRALAL SAMARIYA,  
PRINCIPAL SECRETARY TO GOVERNMENT.

